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in the United States District Court

UNITED STATES JUDICIAL PANEL

on

CERTIFIE **MULTIDISTRICT LITIGATION**

IN RE: TARGET CORPORATION CUSTOMER DATA SECURITY BREACH LITIGATION

MDL No. 2522

TRANSFER ORDER

Before the Panel: In three separate motions, plaintiffs in three actions have moved, pursuant to 28 U.S.C. § 1407, for coordinated or consolidated pretrial proceedings of this litigation in various districts, including the Middle District of Louisiana, the Eastern District of Louisiana, the Northern District of Illinois, the Central District of California, the Southern District of Florida, or the District of Minnesota. This litigation currently consists of 33 actions pending in eighteen districts as listed on Schedule A.1

All parties agree that centralization is warranted, but disagree about the most appropriate transferee district. Plaintiffs in more than 50 actions and potential tag-along actions have responded to the motions, and they variously argue in support of centralization in the Middle District of Louisiana, the Eastern District of Louisiana, the Northern District of Illinois, the Central District of California, the Southern District of Florida, the District of Minnesota, the Southern District of Illinois, the District of Colorado, the Southern District of California, the Northern District of California, or the Eastern District of New York. Common defendant Target Corp. (Target) supports centralization in the District of Minnesota.

On the basis of the papers filed and hearing session held, we find that these actions involve common questions of fact, and that centralization in the District of Minnesota will serve the convenience of the parties and witnesses and promote the just and efficient conduct of this litigation. These actions share factual questions arising from a data security breach at stores owned and operated by Target between November 27, 2013, and December 15, 2013. Centralization will eliminate duplicative discovery; prevent inconsistent pretrial rulings, including with respect to class certification; and conserve the resources of the parties, their counsel, and the judiciary.

The Panel has been notified of 71 related actions pending in 35 district courts. These and any other related actions are potential tag-along actions. See Panel Rules 1.1(h), 7.1 and 7.2.

^{*} Judge Marjorie O. Rendell and Judge Lewis A. Kaplan did not participate in the disposition of this matter. Certain Panel members who could be members of the putative classes in this docket have renounced their participation in these classes and have participated in the decision.

An additional action was included in the motions for centralization, but has been dismissed without prejudice.

We are persuaded that the most appropriate location for this litigation is the District of Minnesota. Target is headquartered in that district, where 25 actions and potential tag-along actions are pending. All actions in the district are pending before Judge Paul A. Magnuson, a jurist with extensive experience in multidistrict litigation. Moreover, the District of Minnesota is easily accessible and relatively centrally located for the parties to this litigation, which is nationwide in scope.

IT IS THEREFORE ORDERED that pursuant to 28 U.S.C. § 1407, the actions listed on Schedule A are transferred to the District of Minnesota and, with the consent of that court, assigned to the Honorable Paul A. Magnuson for coordinated or consolidated pretrial proceedings in that district.

PANEL ON MULTIDISTRICT LITIGATION

Chairman

Charles R. Breyer Ellen Segal Huvelle Sarah S. Vance

IN RE: TARGET CORPORATION CUSTOMER DATA SECURITY BREACH LITIGATION

MDL No. 2522

SCHEDULE A

Central District of California

KLEIN V. TARGET CORPORATION, ET AL., C.A. No. 8:13-01974 140933 PAM /

Northern District of California

KIRK V. TARGET CORPORATION, C.A. No. 3:13-05885 14cu934 PAM' WREDBERG V. TARGET CORPORATION, C.A. No. 3:13-05901 14cu935 PAM' GUZMAN, ET AL. V. TARGET CORPORATION, C.A. No. 3:13-05953 14cu93c PAM'

Southern District of California

BOHANNON V. TARGET CORPORATION, C.A. No. 3:13-03139 14CN 937 PAM 1

District of Colorado

COUNCIL V. TARGET CORPORATION, C.A. No. 1:13-03479 14 cv938 PAM /

Middle District of Florida

CRUZ V. TARGET CORPORATION, C.A. No. 8:13-03200 14cv939 PAM '
KWAN V. TARGET CORPORATION, ET AL., C.A. No. 8:13-03252 14cv940 PAM '

Southern District of Florida

GRAY V. TARGET CORPORATION, C.A. No. 0:13-62769 14 cu941 PAM

Northern District of Illinois

IN RE: TARGET CORPORATION CUSTOMER SECURITY BREACH 140942 PAM, LITIGATION, C.A. No. 1:13-09070

MCCARTER V. TARGET CORPORATION, C.A. No. 1:13-09147 140943 PAM, NOVAK, ET AL. V. TARGET CORPORATION, C.A. No. 1:13-09165 140944 PAM, MCPHERSON V. TARGET CORPORATION, C.A. No. 1:13-09188 140945 PAM, ELLIS V. TARGET CORPORATION, C.A. No. 1:13-09232 140946 PAM, VASQUEZ, ET AL. V. TARGET CORPORATION, ET AL., C.A. No. 1:13-09279 140947 PAM

MDL No. 2522 Schedule A (Continued)

Southern District of Illinois

SWITZER, ET AL. V. TARGET CORPORATION, C.A. No. 3:13-01319 1400948 PAM / Eastern District of Louisiana

HAWKINS V. TARGET CORPORATION, C.A. No. 2:13-06770 444 PAM.

Middle District of Louisiana

LAGARDE V. TARGET CORPORATION OF MINNESOTA, ET AL., C.A. 140950 PAM / No. 3:13-00821

District of Massachusetts

TIRADO V. TARGET CORPORATION, ET AL., C.A. No. 1:13-13212 14(4951 PAM)
HELLER V. TARGET CORPORATION, C.A. No. 1:13-13257 14(4954 PAM)
DERBA V. TARGET CORPORATION, C.A. No. 1:13-13267 14(4953 PAM)

District of Minnesota

HORTON V. TARGET CORPORATION, ET AL., C.A. No. 0:13-03583 NA BURKSTRAND, ET AL. V. TARGET CORPORATION, C.A. No. 0:13-03593 NA ALONSO III V. TARGET CORPORATION, C.A. No. 0:13-03601 NA ASHENFARB, ET AL. V. TARGET CORPORATION, C.A. No. 0:14-00010 NA SAVEDOW V. TARGET CORPORATION, C.A. No. 0:14-00054 NA A

Eastern District of Missouri

RANSOM, ET AL. V. TARGET CORPORATION, ET AL., C.A. No. 4:13-02591 14CV952 PAM 'Eastern District of New York

SHANLEY, ET AL. V. TARGET CORPORATION, C.A. No. 2:13-07279 14 CU955 PAM 1

District of Oregon

PURCELL V. TARGET CORPORATION, C.A. No. 3:13-02274 14 cv 956 PAM

MDL No. 2522 Schedule A (Continued)

District of Rhode Island

KNOWLES, ET AL. V. TARGET CORPORATION, C.A. No. 1:13-00793 14cv957 PAM

District of Utah

ROTHSCHILD, ET AL. V. TARGET, C.A. No. 1:13-00178 140958 PAM

Western District of Washington

SYLVESTER V. TARGET CORPORATION, C.A. No. 2:13-02286 4 CV959 PAM